



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2011 Biennium

<b>Bill #</b>	HB0632	<b>Title:</b>	Transfer funds for water adjudication
<b>Primary Sponsor:</b>	Hollenbaugh, Galen	<b>Status:</b>	As Introduced

- |   |   |  |
|---|---|--|
| <input type="checkbox"/> Significant Local Gov Impact     | <input type="checkbox"/> Needs to be included in HB 2             | <input type="checkbox"/> Technical Concerns              |
| <input type="checkbox"/> Included in the Executive Budget | <input checked="" type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>	<u>FY 2012 Difference</u>	<u>FY 2013 Difference</u>
<b>Expenditures:</b>				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$0	\$0	\$0	\$0
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance:</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

**Description of fiscal impact:** HB 632 transfers \$2,064,139 of water adjudication state special revenue funds to the natural resources operations state special revenue account.

### FISCAL ANALYSIS

#### Assumptions:

1. HB 632 transfers \$2,064,139 of water adjudication state special revenue funds to the natural resources operations state special revenue account.

	<b><u>FY 2010 Difference</u></b>	<b><u>FY 2011 Difference</u></b>	<b><u>FY 2012 Difference</u></b>	<b><u>FY 2013 Difference</u></b>
<b><u>Fiscal Impact:</u></b>				
<b><u>Revenues:</u></b>				
State Special Revenue (02)				
Water Adjudication	(\$2,064,139)	\$0	\$0	\$0
Natural Resources Operation	\$2,064,139	\$0	\$0	\$0
<b>TOTAL Revenues</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**Net Impact to Fund Balance (Revenue minus Funding of Expenditures):**

State Special Revenue (02)	\$0	\$0	\$0	\$0
----------------------------	-----	-----	-----	-----

**Long-Term Impacts:**

1. The goal of the accelerated adjudication program (HB 22, 2005 Session) is to get the state's existing (pre-1973) water rights examined by DNRC, and through the Water Court adjudication process, to the point where the water rights can be enforced by district court order and appointment of local ditch commissioners where needed.
2. With the transfer of \$2,064,139 out of the adjudication fund, the fund would go negative in FY 2018. In the 2017 session, the legislature may need to replace these transferred revenues to fulfill the goal set in 2005. However, at this time, the Water Court is ahead of schedule and replacement of transferred revenues is not expected.

\_\_\_\_\_  
*Sponsor's Initials*\_\_\_\_\_  
*Date*\_\_\_\_\_  
*Budget Director's Initials*\_\_\_\_\_  
*Date*